## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-cv-10664 MEL

DAN JACOBSON. Plaintiff, STIPULATION OF THE VS. PARTIES FOR REMAND TO CVS, INC. STATE COURT Defendant.

Plaintiff Dan Jacobson and Defendant CVS, Inc., whose correct name is CVS Pharmacy, Inc., hereby stipulate and agree to remand of this matter to the Trial Court of the Commonwealth of Massachusetts, Superior Court Department, Middlesex County and to the dismissal of the above-entitled action in this Court, with prejudice and without costs, expenses and/or attorneys fees to either party. A proposed order is attached hereto.

Respectfully submitted,

/s/

Dan Jacobson, CVS, Inc., whose correct name is Plaintiff CVS Pharmacy, Inc., Defendant

By his attorneys, By its attorneys,

Paul Merry Siobhan M. Sweeney

/s/

Paul Merry Siobhan M. Sweeny, Esq. BBO # 343580 BBO #562118

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## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-cv-10664 MEL

DAN JACOBSON,	)	
Plaintiff,	)	
vs.	)	
CVS, INC.	)	
Defendant.	)	
	<u>)</u>	

## **PROPOSED ORDER**

IT IS HEREBY ORDERED that, upon the Stipulation of the Parties for Remand to State Court, all claims of Plaintiff are remanded to the to the Trial Court of the Commonwealth of Massachusetts, Superior Court Department, Middlesex County and the above-entitled action in this Court is hereby dismissed, with prejudice and without costs, expenses and/or attorneys fees to either party.

DATED:	, 2005	
		United States District Judge